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PTO/SB/05 (11-00)

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UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 C.F.R. 1.53(b))

Attorney Docket No.	32020-8001US1
First Inventor	Graham D. Marshall et al.
Title	APPARATUS AND METHOD FOR AUTOMATED MEDICAL DIAGNOSTIC TESTS
Express Mail Label No.	EL669104871US

APPLICATION ELEMENTS <small>See MPEP chapter 600 concerning utility patent application contents.</small>		ADDRESS TO: Assistant Commissioner for Patents Box Patent Application Washington, DC 20231
1. <input checked="" type="checkbox"/> Fee Transmittal Form (e.g., PTO/SB/17) <i>(Submit an original and a duplicate for fee processing)</i>		7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program (<i>Appendix</i>)
2. <input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.		8. Nucleotide and/or Amino Acid Sequence Submission <i>(if applicable, all necessary)</i>
3. <input checked="" type="checkbox"/> Specification [Total Pages <input]<="" span="" type="text" value="26"/>		a. <input type="checkbox"/> Computer Readable Form (CRF)
		b. Specification Sequence Listing on:
		i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or
		ii. <input type="checkbox"/> paper
		c. <input type="checkbox"/> Statements verifying identity of above copies
ACCOMPANYING APPLICATIONS PARTS		
9. <input type="checkbox"/> Assignment Papers (cover sheet & document(s))		
10. <input type="checkbox"/> 37 C.F.R. §3.73(b) Statement <input type="checkbox"/> Power of Attorney <i>(when there is an assignee)</i>		
11. <input type="checkbox"/> English Translation Document (<i>if applicable</i>)		
12. <input type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input type="checkbox"/> Copies of IDS Citations		
13. <input type="checkbox"/> Preliminary Amendment		
14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) <i>(Should be specifically itemized)</i>		
15. <input type="checkbox"/> Certified Copy of Priority Document(s) <i>(if foreign priority is claimed)</i>		
16. <input type="checkbox"/> Request and Certification under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.		
17. <input type="checkbox"/> Other:		
18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76: <input type="checkbox"/> Continuation <input type="checkbox"/> Divisional <input type="checkbox"/> Continuation-in-part (CIP) of prior application No: _____ / Prior application information: Examiner _____ Group / Art Unit: _____		
For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying or divisional application and is hereby incorporated by reference. The incorporation <u>can only</u> be relied upon when a portion has been inadvertently omitted from the submitted application parts.		
<input checked="" type="checkbox"/> Claims the benefit of Provisional Application No. 60/178,648 filed January 28, 2000		
17. CORRESPONDENCE ADDRESS		
<input type="checkbox"/> Customer Number or Bar Code Label		 25096 PATENT TRADEMARK OFFICE
<input type="checkbox"/> Correspondence address below		

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

JG973 U.S. PRO
09/771314
01/26/01

Applicants : Graham D. Marshall, Duane K. Wolcott, Daniel Ericson, and
 Don C. Olson

Title : APPARATUS AND METHOD FOR AUTOMATED
 MEDICAL DIAGNOSTIC TESTS

Docket No. : 32020-8001US1

Date : January 26, 2001

Box Patent Application
 Commissioner for Patents
 Washington, DC 20231

AUTHORIZATION FOR EXTENSIONS OF TIME UNDER 37 C.F.R. § 1.136(a)(3)
AND FEE TRANSMITTAL

Sir:

With respect to the above-identified application, the Commissioner is authorized to treat any concurrent or future reply requiring a petition for an extension of time under 37 C.F.R. § 1.136(a)(3) for its timely submission as incorporating a petition therefor for the appropriate length of time. The Commissioner is also authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 50-0665.

With respect to the above-identified application, the fee is calculated below:

For	Number filed	Number extra		Rate		
Basic Fee					\$ 355	
Total Claims	42	22	X	\$ 9	=	\$ 198
Independent Claims	5	2	X	\$ 40	=	\$ 80
TOTAL FILING FEE						\$ 633

The Commissioner is hereby authorized to charge Deposit Account No. 50-0665 in the amount of \$633 to cover the requisite fees.

The Commissioner is additionally authorized to charge any fees under 37 C.F.R. §§ 1.16 and 1.17 which may be required, or credit any overpayment, to Deposit Account No. 50-0665. A duplicate copy of this request is enclosed.

Date 1-24-01



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**REQUEST AND CERTIFICATION
UNDER
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor	Graham D. Marshall et al.
Title	APPARATUS AND METHOD FOR AUTOMATED MEDICAL DIAGNOSTIC TESTS
Atty Docket Number	32020-8001US1

I hereby certify that the invention disclosed in the attached application has not and will not be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

1-26-01

Date



Signature

Robert G. Woolston

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.